THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 6323 OF 2007

DATED: 18-06-2007

Between :

Smt. N.Madhavi

… Petitioner

And

The Joint Collector,
Ranga Reddy District
Lakhidikapool,
Hyderabad ad 2 others.

... Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 6323 OF 2007

ORDER :

The writ petitioner by name N.Madhavi was selected for appointment as dealer of fair price shop of Mangalpally village of Ibrahimpatnam Mandal. Questioning the same, the third respondent herein preferred an appeal before the first respondent alleging that the writ petitioner did not possess the requisite qualification of pass in 10th class.

The first respondent having entertained the appeal, by order dated 19-01-2007 granted interim stay of the order of the second respondent dated 13-10-2006. The said order passed by the first respondent dated 19-01-2007 is under challenge in this writ petition contending *inter alia* that no notice was served on the petitioner before passing the impugned order. It is also contended that as a matter of fact, she was not even made a party to the appeal, but one G.Mahdavi who was also one of the candidates participated in the selection process was shown as second respondent in the appeal.

At the outset, it is to be noted that the order impugned is only an interim order pending the statutory appeal before the first respondent. Hence, it is always open to the petitioner to appear before the first respondent and put forth her version. Without taking any such steps the petitioner cannot straightaway invoke the writ jurisdiction of this Court.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of leaving it open to the petitioner to appear before

the first respondent and contest the appeal raising all the objections as available under law. No costs.

G. ROHINI, J.

Date 18-06-2007
KLP